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29  
30 UNITED STATES DISTRICT COURT  
31  
32 NORTHERN DISTRICT OF CALIFORNIA

33 ANGELITA GOMEZ,  
34 Plaintiff,  
35 vs.  
36 PEROT SYSTEMS CORPORATION, a  
37 Delaware Corporation; and DOES 1 to 50,  
38 Defendants.

39 Case No. CV-08-03337 SC

40 **STIPULATION AND [PROPOSED]  
41 ORDER REGARDING AMENDMENT  
42 OF NOTICE**

43 Complaint filed: May 27, 2008

44 The Honorable Samuel Conti

1 WHEREAS, on September 20, 2010, the Court granted Plaintiff's Motion for Preliminary  
2 Approval of the Class Action Settlement;

3 WHEREAS, the Claims Administrator has prepared Notice to be mailed to the Class on  
4 October 8, 2010, which is the date provided in the Court's Preliminary Approval Order for mailing  
5 Notice;

6 WHEREAS, the form of Notice approved by the Court contains the following sentence  
7 (identified below), and which the parties wish to delete because it was included by mistake from an  
8 earlier draft of the Notice:

9 **14. When will I receive my payment?**

10 Following final approval, discussed above, there may be appeals. It's always uncertain  
11 whether these appeals can be resolved, and resolving them can take time, perhaps more than  
12 a year. **Everyone who sends in a class form will be informed of the progress of the**  
**settlement.** Please be patient.

13 WHEREAS, the parties wish to delete this sentence because there is no "class form" in this  
14 case. Rather, under the terms of the Settlement Agreement, Class Members are entitled to receive  
15 payment automatically without filing any claim form (though they may challenge their estimated  
16 award or otherwise object to the settlement). Thus, reference to a "class form," which was  
17 inadvertently retained from a previous draft of the Notice, is unnecessary and may cause confusion  
18 for class members.

19 **STIPULATION AND JOINT REQUEST**

20 1. IT IS STIPULATED between the parties that the draft Notice approved by the Court  
21 be amended to remove the sentence, "Everyone who sends in a class form will be informed of the  
22 progress of the settlement."

23 Dated: September 27, 2010

Respectfully Submitted,  
SCHNEIDER WALLACE  
COTTRELL BRAYTON  
KONECKY LLP

26 /s/ Joshua G. Konecky  
27 By: \_\_\_\_\_  
28 Joshua G. Konecky  
Class Counsel

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Dated: September 28, 2010

JACKSON LEWIS LLP

By:

JoAnna L. Brooks  
Attorneys for Defendant PEROT SYSTEMS  
CORPORATIONORDER

The Court, having reviewed the Stipulation and Joint Request of the Parties, and good cause appearing therefor, hereby makes it the Order of the Court.

DATED: October 4, 2010  
Hon. Samuel Conti  
United States District Court Judge